

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 IN RE BEXTRA AND CELEBREX
12 MARKETING, SALES PRACTICES AND
13 PRODUCT LIABILITY LITIGATION,

No. MDL 05-01699 CRB
ORDER

14 *This document relates to:*

15 Merlvin L. Perkins, 05-4781 CRB

17 The Court is in receipt of a submission from Plaintiff Merlvin L. Perkins again
18 requesting “a 60 day extension from the September dead-line, to let me have time to get
19 another attorney or see if I can file pro se.” As the Court explained in its September 10, 2009
20 Order, an extension is not necessary. The Court will not dismiss Plaintiff’s claim for failure
21 to prosecute at this time, and will communicate with Plaintiff through the contact information
22 included on the last page of Plaintiff’s submission. Plaintiff is free to seek additional time
23 from the Special Master in response to any compliance motion filed by Defendant. Plaintiff
24 will also have the opportunity to comply with PTO 31 at any time before the hearing on any
25 motion to dismiss filed by defendant. Plaintiff’s request is therefore DENIED.

26 **IT IS SO ORDERED.**



27
28 Dated: September 22, 2009
CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE